

Whereas, We are honored today to have as a visitor in the Senate J. L. Standefer, Sr.; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate.

The resolution was read and was adopted.

Notice of Executive Session

Senator Lock asked unanimous consent that the Senate meet in Executive Session at 11:00 o'clock a.m. tomorrow to consider Nominations of the Governor.

There was no objection offered.

Senate Resolution 354

Senator Gonzalez offered the following resolution:

Whereas, We are honored today to have in the Chamber Captain Al Az-zawee, Capt. Hussayni, Lt. Nani, all of Iraq, accompanied by Capt. Clint Peoples, Texas Rangers; and

Where, These guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That we officially recognize and welcome this group and commend them for their interest, and that a copy of this resolution, properly indorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Gonzalez by unanimous consent presented the distinguished guests to the Members of the Senate.

Adjournment

On motion of Senator Aikin the Senate at 12:28 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

FIFTY-SECOND DAY

(Thursday, April 11, 1957)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

Absent—Excused

Hazlewood	Owen
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A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was approved.

Leaves of Absence

Senator Hazlewood was granted leave of absence for today on account of important business on motion of Senator Hardeman.

Senator Owen was granted leave of absence for today and the record of yesterday on account of important business on motion of Senator Hardeman.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 44, Granting permission to Mrs. M. B. Buford, et al., to sue the State of Texas.

H. J. R. No. 34, A joint resolution "Proposing an amendment to the Constitution of the State of Texas by amending Section 5 of Article VII to remove therefrom the provision for transfer of funds not to exceed one (1) per cent annually from the Permanent School Fund to the Available School Fund and by adding a new section after Section 5 of Article VII of the Constitution of the State of

Texas to be designated as Section 5a by providing for the broader investment of the Permanent School Fund, in corporate bonds and stocks under certain conditions and limitations; providing for an election and the issuance of a proclamation therefor."

H. J. R. No. 36, A Joint Resolution "Proposing an Amendment to Section 51a of Article III of the Constitution of the State of Texas by adding a new Subsection to be known as 51a-1; giving the Legislature the power to provide under such limitations and restrictions as may be deemed by the Legislature expedient, for assistance on behalf of persons eligible for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children as provided in Section 51a of Article III, and for persons eligible for Aid to the Permanently and Totally Disabled as provided in Article III, Section 51b of the Constitution of the State of Texas; providing for direct or vendor payments for medical care on behalf of such recipients; providing for the acceptance of financial aid from the Government of the United States for such payments; providing that the payments for such medical care shall be in addition to the direct assistance to such recipients; providing that the amount paid out of State funds shall never exceed the payments out of Federal funds for such purposes; providing for the necessary election, form of ballot, proclamation, and publication."

S. B. No. 73, A bill to be entitled "An Act to amend Section 5 of Chapter 282, Acts, Regular Session, 41st Legislature (1929), as amended by Section 2 of Chapter 174, Acts, Regular Session, 42nd Legislature (1931), as amended by Section 2 of Chapter 148, Acts, Regular Session, 45th Legislature (1937), and declaring an emergency."

S. B. No. 95, A bill to be entitled "An Act to authorize and provide for professional unit allocations for Foundation School Program Act and Fund purposes, determinable on a sparse area formula approved by the State Board of Education applicable to any school district containing one hundred (100) square miles or more and having fewer than one (1) pupil per square mile and which operates and maintains a four-year accredited high school; requiring certain considerations by the State Commissioner of

Education; providing the beginning effective date of this Act; and declaring an emergency."

S. B. No. 154, A bill to be entitled "An Act relating to adult probation and parole; authorizing courts with original jurisdiction of felony criminal actions to suspend the imposition of the execution of sentence in certain cases and to place the defendant on probation, setting up a system of probation and the means of financing supervisory probation officers who shall be responsible to the direction of the appropriate courts; designating the Board of Pardons and Paroles created by the Constitution to determine which prisoners may be paroled from the Prison System of this State with the Governor's approval, the conditions of such paroles, and to recommend revocation of paroles and pardons and restoration of citizenship of parolees by the Governor, and establishing administrative procedures for such actions; placing the responsibility for investigating and supervising paroled prisoners in the Division of Parole Supervision herein created, under general supervision of the Governor, and establishing administrative procedures for such parole supervision; repealing the Adult Probation and Parole Law of 1947 and certain other laws; and declaring an emergency."

With amendment.

S. B. No. 184, A bill to be entitled "An Act prescribing the maximum salaries that may be paid certain precinct officials named in this Act; providing the method of fixing the salaries of these officials; repealing all other laws applicable to the compensation of precinct officials compensated on a salary basis; providing that the salaries of the officials named in this Act shall be paid out of the Officers' Salary Fund of their respective counties; providing that in arriving at the compensation of various officials that the commissioners' court shall consider the financial condition of their respective counties and the duties and needs of their officials, and, in no event, shall the salary of any official exceed the maximum compensation prescribed for the officials of that county by this Act; naming the officials governed by the provisions of this Act; providing that all fees and commissions earned and collected by the officials named in this Act shall be paid into

the County Treasury in accordance with the provisions of Section 61 of Article XVI of the Constitution of Texas; providing for a severability clause; and declaring an emergency."

With amendments.

S. B. No. 127, A bill to be entitled "An Act amending Senate Bill 200 of the 46th Legislature, as amended by House Bill 604 of the 51st Legislature and House Bill 399 of the 54th Legislature, so as to provide that all tags required by law to be attached to mattresses shall be securely sewn to the mattresses on one side only of such tag; repealing conflicting laws; and declaring an emergency."

S. B. No. 249, A bill to be entitled "An Act validating orders entered by county judges declaring the inhabitants of certain cities, towns or villages incorporated, setting forth the boundaries thereof and the officials of such cities, towns or villages, validating the corporate existence of such cities, towns or villages and elections heretofore held for the election of officials and the acceptance of Title 28, Revised Civil Statutes as amended by such cities, towns and villages; providing that the officials named in such order constituted the officials of such city; validating bond elections held by such cities, towns and villages after entry of such order by the county judge; enacting other provisions relating to the subject; providing the Act shall not apply to any municipality the validity of which is involved in litigation; and declaring an emergency."

S. B. No. 204, A bill to be entitled "An Act to amend Chapter 264, page 735, of the Acts of the 54th Legislature, so as to provide a Juvenile Court for Waller and Hamilton Counties, Texas; and declaring an emergency."

With amendments.

S. B. No. 290, A bill to be entitled "An Act constituting a local law for the maintenance of the public roads and highways in Dallas County by authorizing the county to issue certificates of indebtedness for the purpose of acquiring right of way for designated State highways or Federal highways when the acquisition of such right of way is approved by the State Highway Commission, and payment of expenses in connection with such acquisition; requiring the levy

of a tax to pay such certificates and the interest thereon; requiring such certificates to be approved by the attorney general and registered by the comptroller of public accounts and prescribing the effect thereof; enacting other provisions relating to the subject; and declaring an emergency."

With amendment.

S. B. No. 344, A bill to be entitled "An Act creating a Juvenile Board for Jefferson County and designating the Chairman and members thereof; providing additional compensation for County and District Judges serving thereon; providing the manner of payment thereof; providing for powers of such Board under Article 5142 C of the Revised Civil Statutes of Texas and any amendments thereto; prohibiting, however, the payment of any salary by such County to the District Judges serving on such Board in excess of the salary provided by this Act; providing a repealing clause; providing, that if any portion of this Act is unconstitutional, it shall not affect the remainder thereof; and declaring an emergency."

S. B. No. 351, A bill to be entitled "An Act limiting the provisions of this Act to Bexar County; making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in said county at any time; to take, kill or trap any furbearing animal in said county; to take or attempt to take any fresh water fish or other aquatic life in said county by any means or method; prescribing the legislative policy with respect to the wildlife resources in said county; conferring upon the Game and Fish Commission authority to regulate by proclamation, order, rule or regulation, the taking of the wildlife resources of said county; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wildlife resources of said county; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said county; defining depletion and waste; providing for the issuance of the doe deer and antelope and elk permits; providing for the adoption of proclamations, orders, rules and regulations of the Game and Fish Commission;

providing for the effective period of regulations; providing for the publication of the regulations; providing that the authority of the Commission is not limited; providing venue of the Commission is not limited; providing venue for suits to test the validity of this Act and of the rules and regulations of the Commission; providing a penalty for false swearing; providing a penalty for the violation of any of the provisions of this Act, as well as any order, rule or regulation of the Commission; providing for the forfeiture of license; making it unlawful to purchase a new license and providing a penalty therefor; defining wildlife resources; repealing certain laws, providing for the effective date of this Act; providing a saving clause; and declaring an emergency."

With amendment.

S. B. No. 411, A bill to be entitled "An Act amending Chapter 511, Acts 1955, 54th Legislature, Regular Session, by increasing the land area within jurisdiction of said Act, and declaring an emergency."

S. B. No. 417, A bill to be entitled "An Act creating Galveston County Road District No. 1 of Galveston County, Texas, under authority of Section 52, Article III, Constitution of Texas, for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes, or in aid thereof; making it a body corporate and taxing district; describing the boundaries of said district and including provisions relating thereto; granting said District the authority to issue tax bonds, revenue bonds, and tax-revenue bonds, and containing provisions relating to said bonds and the issuance thereof; containing provisions relating to operation and maintenance of the improvements and facilities of said District; authorizing the levy and collection of maintenance taxes; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

S. B. No. 419, A bill to be entitled "An Act to provide that certain eligible counties shall have the authority to acquire land for and to purchase, construct, repair, equip and improve buildings and other permanent improvements to be used as a county branch office building; providing the

cost of such facilities may be paid for by the issuance of bonds or certificates of indebtedness; prescribing the terms, conditions, and effect of such obligations and the methods for their issuance; declaring legislative intent; providing a severance clause and declaring an emergency."

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

Senate Resolution 355

Senator Hardeman offered the following resolution:

Whereas, The Vocational Industrial Club boys and girls of the Vocational Education Department of San Angelo High School, together with their sponsors, Mr. Lloyd Kinney and Mr. and Mrs. John C. Wottek, are in Austin and visiting in the Capitol and the Senate Chamber; and

Whereas, This group of fine American Citizens are interested in the government of their State and it is the desire of the Senate to recognize their presence; now, therefore, be it

Resolved, By the Senate of Texas, that a cordial welcome be extended the boys and girls of the Vocational Industrial Club of San Angelo High School and their sponsors, and that they be congratulated and encouraged upon their interest in their State government and that a copy of this resolution, under the seal of the Senate, be sent to said group.

The resolution was read and was adopted.

Senator Hardeman by unanimous consent presented students and sponsors to the Members of the Senate.

Senate Concurrent Resolution 64

Senator Weinert offered the following resolution:

S. C. R. No. 64, Suspending Joint Rules to consider S. B. No. 443.

Be it resolved by the Senate, the House of Representatives concurring, that the Joint Rules of the two Houses be and they are hereby suspended, so that the Senate and the House may take up and consider Senate Bill No. 443 at any time.

The resolution was read.

On motion of Senate Weinert and by unanimous consent the resolution

was considered immediately and was adopted.

Reports of Standing Committees

Senator Moore submitted the following report:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred H. B. No. 419, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senator Lane submitted the following reports:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 441, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 449, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 342, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 418, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee Substitute adopted in lieu thereof do pass and be printed.

LANE, Chairman.

C. S. S. B. No. 418 was read first time.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 381, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 359, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 418, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 425, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 439, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 389, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee Substitute adopted in lieu thereof do pass and be printed.

LANE, Chairman.

C. S. S. B. No. 389 was read first time.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 307, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee Substitute adopted in lieu thereof do pass and be printed.

LANE, Chairman.

C. S. S. B. No. 307 was read first time.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 441, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Senator Weinert submitted the following reports:

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 165, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred S. B. No. 393, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 470, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 39, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass with committee amendment and be printed.

WEINERT, Chairman.

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 495, have had the same under consideration, and we are instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 822, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 10, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred S. B. No. 443, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Senator Kazen submitted the following reports:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We your Committee on Game and Fish, to whom was referred H. B. No. 865, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KAZEN, Chairman.

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 621, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KAZEN, Chairman.

Senator Moffett submitted the following report:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Agriculture and Livestock, to whom was referred H. B. No. 581, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Senate Bill 445 on First Reading

Senator Reagan moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—27

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Lock	

Absent

Gonzalez	Wood
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Absent—Excused

Hazlewood	Owen
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The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Reagan:

S. B. No. 445, A bill to be entitled "An Act providing for the transfer of title to certain lands to the State Highway Commission consisting of a tract or parcel lying along and parallel to Harbor Island and adjacent to Corpus Christi Bay, now owned by the State of Texas containing 380.2 acres, more or less, of Islands, submerged land, and tidewater flats situated under the waters of Corpus Christi Bay, about Latitude 97°05' North and Longitude 27°52' West, as taken from U. S. C. & G. S. Chart No. 523, necessary for the building of State Highway No. 361, providing that this conveyance shall not interfere nor conflict with the rights of

the State Game and Fish Commission, except that the State Highway Department shall have the right to take materials from said tract without compensation therefor; and declaring an emergency."

To the Committee on State Affairs.

Senate Bill 443 Ordered Not Printed

On motion of Senator Weinert and by unanimous consent S. B. No. 443 was ordered not printed.

House Bill 441 Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent H. B. No. 441 was ordered not printed.

House Bill 449 ordered Not Printed

On motion of Senator Aikin and by unanimous consent H. B. No. 449 was ordered not printed.

Conference Committee on House Joint Resolution 3

Senator Parkhouse submitted the following Conference Committee report on H. J. R. No. 3:

Austin, Texas,
April 10, 1957.

Honorable Ben Ramsey, President of the Senate.

Honorable Waggoner Carr, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on H. J. R. No. 3, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

PARKHOUSE
HARDEMAN
KAZEN
MOFFETT
WOOD

On the part of the Senate

SAUL
SHAW
SADLER
DE LA GARZA
WOOLSEY

On the part of the House

H. J. R. No. 3, Proposing an amendment to the Constitution of Texas adding a section to be known as Section 49-c of Article III, providing for the issuance and sale of bonds of the State of Texas to create the Texas

Water Development Fund to provide financial assistance to certain political subdivisions or bodies politic and corporate of the State of Texas in the conservation and development of the water resources of the State; providing for the payment of such bonds; creating an agency to administer said Fund and to perform other duties prescribed by law; limiting the period during which financial assistance may be granted; and providing for the calling of an election and the publication and issuance of the proclamation therefor.

Be It Resolved By The Legislature of The State of Texas:

Section 1. That Article III of the Constitution of Texas be amended by adding a new section thereto to be known as Section 49-c, as follows:

"Section 49-c. There is hereby created as an agency of the State of Texas the Texas Water Development Board to exercise such powers as necessary under this provision together with such other duties and restrictions as may be prescribed by law. The qualifications, compensation, and number of members of said Board shall be determined by law. They shall be appointed by the Governor with the advice and consent of the Senate in the manner and for such terms as may be prescribed by law.

The Texas Water Development Board shall have the authority to provide for, issue and sell general obligation bonds of the State of Texas in an amount not to exceed \$100,000,000. The Legislature of Texas, upon two-thirds (2/3) vote of the elected members of each house, may authorize the Board to issue additional bonds in an amount not exceeding \$100,000,000. The bonds authorized herein or permitted to be authorized by the Legislature shall be called 'Texas Water Development Bonds,' shall be executed in such form, denominations and upon such terms as may be prescribed by law, provided, however, that the bonds shall not bear more than four per cent (4%) interest per annum; they may be issued in such installments as the Board finds feasible and practical in accomplishing the purpose set forth herein.

All moneys received from the sale of State bonds shall be deposited in a fund hereby created in the State Treasury to be known as the Texas Water Development Fund to be administered (without further appro-

priation) by the Texas Water Development Board in such manner as prescribed by law.

Such fund shall be used only for the purpose of aiding or making funds available upon such terms and conditions as the Legislature may prescribe, to the various political subdivisions or bodies politic and corporate of the State of Texas including river authorities, conservation and reclamation districts and districts created or organized or authorized to be created or organized under Article XVI, Section 59 or Article III, Section 52, of this Constitution, interstate compact commissions to which the State of Texas is a party and municipal corporations, in the conservation and development of the water resources of this State, including the control, storing and preservation of its storm and flood waters and the waters of its rivers and streams, for all useful and lawful purposes by the acquisition, improvement, extension, or construction of dams, reservoirs and other water storage projects, including any system necessary for the transportation of water from storage to points of treatment and/or distribution, including facilities for transporting water therefrom to wholesale purchasers, or for any one or more of such purposes or methods.

Any or all financial assistance as provided herein shall be repaid with interest upon such terms, conditions and manner of repayment as may be provided by law.

While any of the bonds authorized by this provision or while any of the bonds that may be authorized by the Legislature under this provision, or any interest on any of such bonds, is outstanding and unpaid, there is hereby appropriated out of the first moneys coming into the Treasury in each fiscal year, not otherwise appropriated by this Constitution, an amount which is sufficient to pay the principal and interest on such bonds that mature or become due during such fiscal year, less the amount in the sinking fund at the close of the prior fiscal year.

The Legislature may provide for the investment of moneys available in the Texas Water Development Fund, and the interest and sinking funds established for the payment of bonds issued by the Texas Water Development Board. Income from such investment shall be used for the purposes prescribed by the Legislature.

The Legislature may also make appropriations from the General Revenue Fund for paying administrative expenses of the Board.

From the moneys received by the Texas Water Development Board as repayment of principal for financial assistance or as interest thereon, there shall be deposited in the interest and sinking fund for the bonds authorized by this Section sufficient moneys to pay the interest and principal to become due during the ensuing year and sufficient to establish and maintain a reserve in said fund equal to the average annual principal and interest requirements on all outstanding bonds issued under this Section. If any year prior to December 31, 1982 moneys are received in excess of the foregoing requirements then such excess shall be deposited to the Texas Water Development Fund, and may be used for administrative expenses of the Board and for the same purposes and upon the same terms and conditions prescribed for the proceeds derived from the sale of such State bonds. No grant of financial assistance shall be made under the provisions of this Section after December 31, 1982, and moneys thereafter received as repayment of principal for financial assistance or as interest thereon shall be deposited in the interest and sinking fund for the State bonds; except that such amount as may be required to meet the administrative expenses of the Board may be annually set aside; and provided, that after all State bonds have been fully paid with interest, or after there are on deposit in the interest and sinking fund sufficient moneys to pay all future maturities of principal and interest, additional moneys so received shall be deposited to the General Revenue Fund.

All bonds issued hereunder shall after approval by the Attorney General, registration by the Comptroller of Public Accounts of the State of Texas, and delivery to the purchasers, be incontestable and shall constitute general obligations of the State of Texas under the Constitution of Texas.

Should the Legislature enact enabling laws in anticipation of the adoption of this amendment, such acts shall not be void by reason of their anticipatory nature."

Sec. 2. The foregoing amendment to the Constitution shall be sub-

mitted to a vote of the qualified electors of this State at an election to be held on the 5th day of November, 1957, same being the 1st Tuesday after the 1st Monday in said November, 1957, at which election each ballot shall have printed thereon, the following words:

"FOR the amendment to the Constitution of Texas adding a section to be known as Section 49-c of Article III, authorizing the issuance and sale of two hundred million dollars in bonds by the State of Texas to create the Texas Water Development Fund to provide financial assistance to certain political subdivisions or bodies politic and corporate of the State of Texas in the conservation and development of the water resources of the State.

"AGAINST the amendment to the Constitution adding a new section to be known as Section 49-c of Article III, authorizing the issuance and sale of two hundred million dollars in bonds by the State of Texas to create the Texas Water Development Fund to provide financial assistance to certain political subdivisions or bodies politic and corporate of the State of Texas in the conservation and development of the water resources of the State."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for said election and have the same published as required by the Constitution and laws of this State. The expense of publication and election for such Amendment shall be paid out of the proper appropriation made by law.

The report was read.

On motion of Senator Parkhouse and by unanimous consent the report was ordered printed in the Journal.

Senate Bill 184 with House Amendments

Senator Herring called S. B. No. 184 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Herring moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fuller	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Lock	Willis

Present—Not Voting

Fly

Absent

Gonzalez Wood

Absent—Excused

Hazlewood Owen

Senate Bill 290 with House Amendments

Senator Parkhouse called S. B. No. 290 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Parkhouse moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lock
Ashley	Martin
Bracewell	Moffett
Bradshaw	Moore
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis

Absent

Gonzalez Wood
Rogers

Absent—Excused

Hazlewood Owen

Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S. C. R. No. 23, Requesting Texas Employment Commission to plan job classification for State Agencies and Departments.

S. C. R. No. 63, Recalling S. B. No. 94 from Governor's Office for correction.

Conference Committee on Senate Joint Resolution 4

The President announced the appointment of the following as a Conference Committee on the part of the Senate for S. J. R. No. 4,

Senators Ashley, Krueger, Bracewell, Reagan and Secrest.

House Bill 434 on Second Reading

The President laid out as pending business H. B. No. 434 on its second reading and passage to third reading (the bill having been read the second time on yesterday).

Question—Shall H. B. No. 434 be passed to third reading?

Senator Secrest offered the following amendment to the bill:

Amend H. B. 434 by deleting (a) of Section 1 and substituting therefor the following:

(a) to arrange planning assistance, (including surveys, urban renewal plans, technical services and other planning work and to arrange for the making of a study or report upon any planning problem of such municipality, submitted to the State Department of Health, providing however that the employees of the State Department of Health shall not themselves make such surveys, studies, or reports.

The amendment was adopted.

On motion of Senator Secrest and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

Record of Vote

Senator Hardeman asked to be recorded as voting "Nay" on the passage of H. B. No. 434 to third reading.

House Bill 434 on Third Reading

Senator Secrest moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that House Bill No. 434 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin	Martin
Ashley	Moffett
Colson	Moore
Fly	Phillips
Fuller	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Lock	Willis

Nays—4

Bracewell	Hardeman
Bradshaw	Parkhouse

Absent

Gonzalez	Wood
Rogers	

Absent—Excused

Hazlewood Owen

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22

Aikin	Lane
Ashley	Lock
Bradshaw	Moffett
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis

Nays—4

Bracewell	Martin
Hardeman	Parkhouse

Absent

Moore Wood
Roberts

Absent—Excused

Hazlewood Owen

Senate Resolution 356

Senator Ashley offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate Civics Class of Fredericksburg High School, accompanied by their teacher and sponsor, Mr. E. W. Staubaugh; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Ashley by unanimous consent presented the students and Mr. Staubaugh to the Members of the Senate.

Senate Resolution 357

Senator Moffett offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Messrs. Henry Anderson and W. R. Hardy, both prominent citizens of Wichita Falls, Texas; and

Whereas, We desire to welcome these distinguished guests to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas, and that they be extended an official welcome.

The resolution was read and was adopted.

(President Pro Tempore in the Chair.)

Report of Standing Committee

Senator Martin by unanimous consent submitted the following report:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Legislative, Congressional and Judicial Districts, to whom was referred H. B. No. 774, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Chairman.

Senate Resolution 358

Senator Smith offered the following resolution:

Whereas, We are honored today to have in the gallery five students of the Lubbock High School Vocational Industrial Club, accompanied by their teacher, Mr. James Burnett; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Smith by unanimous consent presented the students and Mr. Burnett to the Members of the Senate.

Bills and Resolutions Signed

The President Pro Tempore announced the signing by the President in the presence of the Senate after the captions had been read, the following enrolled bills and resolutions:

H. B. No. 322, A bill to be entitled "An Act providing for County Juvenile Boards in each County comprising the Second 38th Judicial District; providing for compensation of members of the Boards; providing compensation allowed County Judges

hereunder shall not be counted as fees of office; providing that this Act shall be cumulative of existing laws relating to compensation of Judges of District Courts and County Judges; providing a savings clause; and declaring an emergency."

H. B. No. 428, A bill to be entitled "An Act to amend the law creating the Upper Guadalupe River Authority with boundaries coextensive with Kerr County by providing that such district may acquire taxing power under certain conditions, prescribing the method of acquiring such power and placing limitations thereon, providing for tax rolls and officers of the district, providing certain procedures in connection therewith and permitting the issuance of bonds secured by the pledge of ad valorem taxes, and declaring an emergency."

H. B. No. 218, A bill to be entitled "An Act relating the the hunting of racoon in Falls County and the hunting of fox and racoon in Limestone County; prohibiting the use of devices or instruments to call or attract animals; providing a penalty for violation; and declaring an emergency."

H. B. No. 254, A bill to be entitled "An Act amending Section 3, Senate Bill 310, Acts 1945, 49th Legislature, Regular Session, Page 130, Chapter 90, as amended by House Bill 696, Acts 1955, 54th Legislature, Regular Session, Page 606, Chapter 211, to permit the making of routine purchases and contracts not to exceed One Thousand Dollars (\$1,000.00) without the taking of formal bids; to provide for the attachment of either a certified or cashier's check in the amount of five percent (5%) of the amount of the bid, or a bidder's bond with a responsible surety in a like amount, conditioned that the successful bidder will enter into a contract and give bond as required by the specifications; providing for advertisement for bids; providing this Act be cumulative of all other applicable laws not in conflict with the provisions hereof; and declaring an emergency."

H. B. No. 312, A bill to be entitled "An Act fixing the salary of the District Judge of the 75th Judicial District of Texas; authorizing the Commissioners Court of the Counties comprising the 75th Judicial District of Texas to supplement the salary of the

District Judge and providing the method of supplementation; and declaring an emergency."

H. B. No. 396, A bill to be entitled "An Act amending Chapter 370, Acts 53rd Leg., R. S., 1953, relating to Orange County Navigation and Port District of Orange County, Texas; providing that this Act shall not affect rights heretofore vested in or acquired by said District under said Chapter 370 prior to its amendment; validating said District and declaring it to be a validly existing and operating conservation and reclamation district under Sec. 59, Art. 16, Constitution of Texas, and validating (with certain exceptions) elections held in the District and acts and governmental proceedings of the Board of Commissioners of the District; finding that all property in District and in State of Texas is benefited by District and will be benefited by the improvement and facilities to be acquired or constructed under this Act; providing a severability clause; and declaring an emergency."

H. B. No. 258, A bill to be entitled "An Act changing the name and designation of the Special 37th Judicial District of Bexar County, Texas, as created by Senate Bill No. 395, Acts of the 54th Legislature, 1955, Chapter 262, page 730, to the 121st Judicial District of Bexar County, Texas, providing that the duly elected Judge of the Special 37th Judicial District shall be the Judge of the 121st Judicial District until the time for which he has been elected expires, and his successor qualifies; and declaring an emergency."

H. B. No. 216, A bill to be entitled "An Act to authorize and provide for professional unit allocations for Foundation School Program Act and Fund purposes, determinable on a sparse area formula approved by the State Board of Education applicable to any school district containing one hundred (100) square miles or more and having fewer than one (1) pupil per square miles and which operates and maintains a four-year accredited high school; requiring certain considerations by the State Commissioner of Education; providing the beginning effective date of this Act; and declaring an emergency."

H. B. No. 589, A bill to be entitled "An Act amending Article 8224 of

the Revised Civil Statutes of the State of Texas, 1925, prescribing the Authority of the Navigation and Canal Commissioners of Navigation Districts, etc., and declaring an emergency."

H. B. No. 280, A bill to be entitled "An Act amending Sections 2 and 3 of House Bill 853, Acts 1949, 51st Legislature, Regular Session, Page 507, Chapter 280, as amended by House Bill 332, Acts 1953, 53rd Legislature, Regular Session, Page 107, Chapter 73, to provide for a Promotion and Development Fund of not more than five percent (5%) of the gross income from operations in each calendar year for Navigation Districts having within its limits a city with a population in excess of 300,000; etc., and declaring an emergency."

H. B. No. 354, A bill to be entitled "An Act amending Subsections (b) and (c) of Section 1, Senate Bill 476, Acts 1935, 44th Legislature, Regular Session, Page 368, Chapter 134, to provide for publication once each week for two consecutive weeks of advertisements for the taking of bids for the sale or lease of property owned by Navigation Districts; providing for the leasing of surplus lands belonging to Navigation Districts for a term not to exceed five years without the taking of bids; providing that this Act be cumulative of all other laws governing the Navigation Districts not in conflict with the provisions hereof; providing a savings clause; and declaring an emergency."

H. B. No. 578, A bill to be entitled "An Act fixing the period that deer and wild turkey may be hunted, taken or killed in Throckmorton County, providing for a penalty and declaring an emergency."

H. B. No. 494, A bill to be entitled "An Act creating a conservation and reclamation district under Article XVI, Section 59, of the Constitution, comprising the territory contained within the cities of Seymour, Knox City, Munday, Goree, Haskell, Rule, and Rochester, to be known as the 'North Central Texas Municipal Water Authority,' etc.; and declaring an emergency."

H. B. No. 650, A bill to be entitled "An Act authorizing the Commissioners' Court of Ector County to pay the District Judge of the 70th Judicial District compensation in addi-

tion to the compensation paid by the State; making other provisions relating thereto; providing a severability clause; and declaring an emergency."

H. B. No. 294, A bill to be entitled "An Act to amend Section 3 of Chapter 528, Acts of the 54th Legislature, 1955, by providing a method for adopting the provisions of the law; providing the provisions shall be cumulative; etc., and declaring an emergency."

H. B. No. 378, A bill to be entitled "An Act providing for a closed season in Scurry County upon quail until April 30, 1963, providing a penalty; and declaring an emergency."

H. B. No. 379, A bill to be entitled "An Act providing for a closed season in Borden County upon quail until April 30, 1963; providing a penalty; and declaring an emergency."

H. B. No. 538, A bill to be entitled "An Act to make it unlawful to use or employ doors or boards to spread or open a shrimp trawl in the inland salt waters of Nueces County during the closed season of a greater size and dimension than twenty-four (24) by thirty-six (36) inches, or a total of Eight Hundred and Sixty-four (864) Square Inches, providing a penalty and declaring an emergency."

H. B. No. 595, A bill to be entitled "An Act providing that it shall be unlawful to kill mink in Hunt County, Texas, for a period of two (2) years from and after the passage of this Act; repealing all laws in conflict; providing a penalty; and declaring an emergency."

H. B. No. 474, A bill to be entitled "An Act providing an open season for hunting, taking, and killing quail in Hunt County, Texas; fixing the days on which such hunting is permitted; fixing the limit on the number of quail killed or that any person may have in possession at any time; making said Act applicable to all varieties of quail; fixing a penalty; repealing all laws in conflict with this Act; and declaring an emergency."

H. B. No. 285, A bill to be entitled "An Act amending Section 13 of Chapter 35, Acts of the 53rd Legislature, First Called Session, 1954, relating to the Green Belt Municipal and Industrial Water Authority so as to provide for the exclusion of mem-

ber cities under certain conditions; providing for the annexation of such territory to the Authority; making other provisions relating to the operation of the Green Belt Municipal and Industrial Water Authority; providing a severability clause; and declaring a nemergency."

H. B. No. 411, A bill to be entitled "An Act exempting Deaf Smith, Hale, and Swisher Counties from the provisions of Chapter 7, Title 121, Revised Civil Statutes of Texas, 1925, and from all other laws regulating the inspection of hides and animals, and particularly from the provisions of Article 1471 through 1487 of the Penal Code of Texas, 1925; and declaring an emergency."

H. B. No. 534, A bill to be entitled "An Act establishing a juvenile board in Midland County; prescribing the membership and powers of the board and providing for compensation of its members; authorizing the board to appoint a juvenile officer; prescribing the powers and duties of the juvenile officer and providing for his compensation; etc., and declaring an emergency."

H. B. No. 397, A bill to be entitled "An Act providing for additional compensation for the County Judge of Bexar County, Texas, for services rendered by him as a member of the Bexar County Juvenile Board; specifying the fund out of which such additional compensation shall be payable; providing that such additional compensation shall be in addition to all other salary or compensation now paid to said County Judge; providing that this Act shall be cumulative of all existing general laws of the State; and providing for the repeal of H. B. No. 377 of the Acts of the Regular Session, 54th Legislature, 1955; providing for a severance clause; and declaring an emergency."

H. C. R. No. 19, Granting permission to W. H. Taylor to sue the State of Texas.

H. C. R. No. 70, Designating Grandmothers' Day as the second Sunday in October.

H. C. R. No. 76, Requesting Congress to enact a law giving consent to join the United States in any suit or controversy in the Supreme Court of the United States involving the Rio Grande Compact to which the

United States is a necessary party; requesting Texas Members of Congress to support such legislation; and directing the Secretary of State to send copies of this Resolution to certain Federal officials.

H. C. R. No. 83, Respectfully requesting the Senate to return House Bills Nos. 18, 50, and 63 to the House.

H. B. No. 454, A bill to be entitled "An Act to amend Article 4436a-1, Vernon's Texas Statutes, the same being Acts of the Forty-sixth Legislature, Special Session in 1929, page 844, by providing that in any County containing an incorporated city the Commissioners' Court and City Council may cooperate in forming a City-County Health Unit and combined health units of any political subdivisions appropriate funds to the combined unit; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

H. B. No. 607, A bill to be entitled "An Act to authorize and require the appointment of official shorthand reporters in each District Court and each County Court at Law heretofore and hereafter created in counties having a population of six hundred and thirteen thousand or more, according to the last preceding Federal census; fixing maximum and minimum salaries to be paid, in addition to compensation for transcripts, statement of fact and other fees; providing the time, method and manner of payment; and declaring an emergency."

Bills Signed

The President Pro Tempore signed in the presence of the Senate after the captions had been read, the following enrolled bills:

S. B. No. 127, A bill to be entitled "An Act amending Senate Bill 200 of the 46th Legislature, as amended by House Bill 604 of the 51st Legislature and House Bill 399 of the 54th Legislature, so as to provide that all tags required by law to be attached to mattresses shall be securely sewn to the mattresses on one side only of such tag; repealing conflicting laws; and declaring an emergency."

S. B. No. 344, A bill to be entitled "An Act creating a Juvenile Board for Jefferson County and designating the Chairman and members thereof; providing additional compensation for

County and District Judges serving thereon; providing the manner of payment thereof; providing for powers of such Board under Article 5142C of the Revised Civil Statutes of Texas and any amendments thereto; etc.; and declaring an emergency."

**Conference Committee Report on
House Bill 641**

Senator Bracewell submitted the following Conference Committee Report on H. B. No. 641:

Austin, Texas,
April 10, 1957.

Honorable Ben Ramsey, President of the Senate;

Honorable Waggoner Carr, Speaker of the House of Representatives.

Sirs: We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on H. B. No. 641, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

BRACEWELL
REAGAN
KAZEN
PHILLIPS
HAZLEWOOD

On the part of the Senate.

MANN
ELLIOTT
HEFLIN
COLE
MOORE

On the part of the House.

H. B. No. 641,

**A BILL
TO BE ENTITLED**

AN ACT relating to Harris County Houston Ship Channel Navigation District of Harris County, Texas; authorizing said District to acquire, purchase, enlarge, extend, repair, maintain, operate, or develop certain improvements and facilities; authorizing the Board of Navigation and Canal Commissioners of said District to prescribe fees and charges for the use of the improvements and facilities of the District and providing for the use and disposition of the revenues produced thereby; authorizing the issuance by said Board of obligations of the District payable solely out of said revenues and containing provisions relating to said revenues and to said obligations and the issu-

ance thereof and to said improvements and facilities; providing that said District be converted to a navigation district operating under Section 59, Article XVI, Constitution of Texas; providing the powers and authority of said District and Board; authorizing the issuance of tax bonds of the District and containing provisions relating to the powers and duties of the Commissioners Court of Harris County and of said Board relating to said bonds and the issuance thereof and containing other provisions relating thereto; authorizing the levy, assessment, and collection of an annual tax for the maintenance, operation, and upkeep of the District and its facilities, properties, and improvements, and containing provisions relating thereto; containing a finding of benefits; authorizing the issuance of bonds of the District to refund bonds of the District which have heretofore been voted and containing provisions relating thereto; providing that this Act shall be cumulative of other laws and shall be liberally construed, and that nothing herein shall be construed to amend, repeal, or affect the laws relating to pilots, pilotage, their appointment, or remuneration; validating said District, all acts and governmental proceedings of said Board and other officials of the District, all acts and governmental proceedings of the Commissioners Court of Harris County relating to said District, the boundaries of said District, all bonds heretofore voted and issued and all elections heretofore held for the issuance of bonds, and the election held in said District January 31, 1957, at which Seven Million Dollars (\$7,000,000) bonds of the District were authorized, and all proceedings relating to said election, and providing that such validation provisions shall have no application to litigation pending upon the effective date of this Act; providing a severability clause; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Revenue Obligations

(a) The Harris County Houston Ship Channel Navigation District of Harris County, Texas, in addition to all other powers conferred by law, is hereby given authority and shall hereafter have power in the manner hereinafter provided to acquire, pur-

chase, construct, enlarge, extend, repair, maintain, operate, or develop channels and turning basins, wharves, docks, warehouses, grain elevators, bunkering facilities, railroads, floating plants, and facilities, lightering facilities and towing facilities, bulk handling facilities, and everything appurtenant thereto, together with all other facilities or aids incident to or useful in the operation or development of the District's ports and waterways or in aid of navigation and commerce thereon.

(b) The Board of Navigation and Canal Commissioners of said District may covenant to and shall prescribe fees and charges to be collected for the use of those improvements and facilities of the District (the net revenues of which improvements and facilities are pledged, as hereinafter provided), which fees and charges shall be reasonable and equitable and fully sufficient to produce revenues adequate to pay, and said Board of Navigation and Canal Commissioners shall cause to be paid:

(1) All expenses necessary to the operation, replacement and maintenance of said improvements and facilities. Such operating and maintenance expenses payable from current revenues shall include the cost of the acquisitions of properties and materials necessary to repair, replace and maintain said improvements and facilities in good condition and operate them efficiently, wages and salaries paid to the employees of the District in that connection, and such other expenses as may be necessary to the efficient operation of said improvements and facilities.

(2) The annual or semiannual interest upon any obligations issued hereunder and payable out of the revenues of said improvements and facilities.

(3) The amount required to be paid annually into the sinking fund for the payment of any obligations issued hereunder and payable out of the revenues of said improvements and facilities.

(4) The amount or amounts required to be paid in reserve funds or other funds as may be provided for in the proceedings authorizing such obligations, to secure the payment of the obligations issued pursuant to the provisions hereof.

Revenues which may be received in excess of those required for the purposes listed in the above subpara-

graphs (1), (2), (3), and (4), may be used by the Board of Navigation and Canal Commissioners to pay the cost of any other District improvements or for any other lawful purpose.

(c) The Board of Navigation and Canal Commissioners of said District may borrow money from any department or agency of the United States, or from any other source, and in evidence thereof issue the notes, warrants, certificates of indebtedness, negotiable bonds, or other forms of obligation of such District (heretofore and hereafter referred to as "obligations") payable solely out of the revenues to be derived from said improvements and facilities for any or all of the purposes set forth in Section 1 (a) of this Act.

(d) Such obligations shall not constitute an indebtedness or pledge of the credit of such District, and the holders thereof shall never have the right to demand payment thereof out of any funds raised or to be raised by taxation, and such obligations shall contain a recital to that effect. All obligations issued hereunder shall be in registered or coupon form, and if in coupon form may be registerable as to principal only, or as to both principal and interest, shall bear interest at a rate not to exceed six percent (6%) per annum, payable annually or semiannually, and shall be in such denominations and shall mature serially or at one time not more than forty (40) years from their date in such manner as may be provided by the Board of Navigation and Canal Commissioners. Principal of and interest on such obligations shall be made payable at any place or places within or without the State of Texas, and in the discretion of the Board of Navigation and Canal Commissioners such obligations may be made callable and/or refundable at the option of said Board prior to maturity at such premium or premiums as the Board shall determine. Such obligations shall be signed by the manual or facsimile signatures of the Chairman and Secretary of the Board of Navigation and Canal Commissioners as may be provided in the proceedings authorizing said obligations, and the interest coupons attached thereto may also be executed by the facsimile signatures of such officers. Such obligations shall be sold in such manner and at such times as the Board of Navigation and Canal Com-

missioners shall determine to be expedient and necessary to the interests of the District, provided, that in no event shall such obligations be sold for a price which will result in an interest yield therefrom of more than six percent (6%) computed to maturity according to standard bond tables in general use by banks and insurance companies. Any premium or premiums provided for the call or refunding of any bonds issued pursuant to this Section 1 shall not be included in the computation of the maximum interest yield on such bonds. In the event of the officers whose signatures are on such obligations or coupons shall cease to be such officers before the delivery of such obligations to the purchaser, such signature or signatures, nevertheless, shall be valid and sufficient for all purposes. All obligations issued hereunder shall constitute negotiable instruments within the meaning of the Negotiable Instruments Law of the State of Texas.

(e) Any obligations issued hereunder may be issued payable from and secured by the pledge of all the revenues derived from the operation of the improvements and facilities of the District, exclusive of any revenues derived from taxation or assessments, or may be payable from and secured by the pledge of only such revenues as may be derived from the operation of the improvements and facilities acquired with the proceeds of the sale of such obligations, or may be payable from and secured by the pledge of a specified part of the revenues derived from the operation of the improvements and facilities of the District, all as may be provided in the proceedings authorizing the issuance of such obligations.

(f) In the resolution or order adopted by the Board of Navigation and Canal Commissioners authorizing the issuance of any obligations hereunder, said Board may provide for the flow of funds, the establishment and maintenance of the interest and sinking fund, reserve, and other funds, and may provide for such additional covenants with respect to the obligations and the pledged revenues and the operation, maintenance, and upkeep of those improvements and facilities (the income of which is pledged), including provision for the leasing of all or part of said improvements and facilities and the use or

pledge of moneys derived from leases thereon, as it may deem appropriate. Said resolution or order may also prohibit the further issuance of obligations payable from the pledged net revenues, or may reserve the right to issue additional bonds to be secured by a pledge of and payable from said net revenues on a parity with, or subordinate to, the lien and pledge in support of the obligations being issued, subject to such conditions as are set forth in said resolution or order. Such resolution may contain a provision appropriating out of the bond proceeds an amount sufficient to pay the interest which will accrue on such obligations during the period of construction of the improvements and facilities covered by such obligations. Such resolution or order may contain other provisions and covenants, as in the opinion of said Board may be necessary or desirable to insure marketability of the obligations, provided that such provisions and covenants are not prohibited by the Constitution of Texas or by this Act; and the Board may adopt and cause to be executed any other proceedings or instruments necessary and/or convenient in the issuance of said obligations.

(g) Said District may adopt plans for the construction or refinancing of a grain elevator or elevators, to be paid for by the issuance and sale of obligations payable from and secured by a pledge of revenues to be derived from the operation of said grain elevator and further secured by a trust indenture, or by a deed of trust on the physical properties of such improvement; and during the time any such improvement is encumbered by the pledge of such revenues and the lien upon its physical properties, in the proceedings authorizing the bonds or the indenture, may vest its management and control in a Board of Trustees, to be named in such resolution or indenture, consisting of not less than five (5) nor more than nine (9) members. The compensation of the members of such Board of Trustees shall be fixed by such resolution or indenture, but shall never exceed one percent (1%) of the gross receipts of such improvement in any one (1) year. The terms of office of the members of such Board of Trustees, their powers and duties, including the power to fix fees and charges for the use of such improvements, and the manner of exercising same, the manner

of the selection of their successors, and all matters pertaining to their duties and the organization of such Board of Trustees shall be specified in such resolution or indenture. Any such Board of Trustees may adopt bylaws regulating the procedure of the Board and fixing the duties of its officers, but the bylaws shall not contain any provision in conflict with the covenants and provisions contained in the resolution authorizing the bonds or the indenture. In all matters wherein the resolution or indenture are silent as to the powers, duties, obligations and procedure of the Board, the laws and rules governing the governing body of such District shall control the Board of Trustees in so far as applicable. The Board may be created by the resolution or indenture, and in that event shall have all or any of the powers and authority which could be exercised by the governing body of the District in so far as the management and operation of any such improvement is concerned. By the terms of any such resolution or indenture the governing board of any such District may make provision for later supplementing such resolution or indenture so as to vest the management and control of such grain elevator in a Board of Trustees having the powers, rights and duties herein conferred or imposed.

(h) Any resolution or order authorizing the issuance of obligations hereunder may provide that the revenues from which such obligations are to be paid and which are pledged to the payment of such obligations shall from month to month as the same shall accrue and be received, be set apart and placed in the interest and sinking fund, reserve fund, and other funds established in said resolution or order, and disbursed in the manner hereinabove provided.

(i) Any holder of obligations issued hereunder or of coupons originally attached thereto, may either at law or in equity, by suit, action, mandamus or other proceeding, enforce and compel performance of all duties required by this Act to be performed by the Board of Navigation and Canal Commissioners, including the making and collection of reasonable and sufficient fees or charges for the use of the improvements and facilities of the District, the segregation of the income and revenues of such improvements and facilities, and the applica-

tion of such income and revenues pursuant to the provisions of this Act.

(j) As additional security for the payment of any obligations issued hereunder, the Board of Navigation and Canal Commissioners may in its discretion have executed in favor of the holders of such obligations an indenture, mortgaging and encumbering the improvements, facilities and properties acquired with the proceeds of the sale of such obligations, and may provide in such encumbrance for a grant to any purchaser or purchasers at foreclosure sale thereunder of a franchise or lease to operate such improvements, facilities and properties for a term of not over fifty (50) years from the date of such purchase, subject to all laws regulating same then in force. Any such indenture may contain such terms and provisions as the Board of Navigation and Canal Commissioners shall deem proper and shall be enforceable in the manner provided by the laws of Texas for the enforcement of other mortgages and encumbrances. Under any sale ordered pursuant to the provisions of such mortgage or encumbrance, the purchaser or purchasers at such sale, and his or their successors or assigns, shall be vested with a permit, franchise or lease conforming to the provisions stipulated in the indenture to maintain and operate the improvements, facilities and properties purchased at such sale with like powers and privileges as may theretofore have been enjoyed by the District in the operation of said improvements, facilities and properties. The purchaser or purchasers of such improvements, facilities and properties at any such sale, and his or their successors and assigns, may operate said improvements, facilities and properties as provided in the last above sentence or may at their option remove all or part of said improvements, facilities and property for diversion to other purposes. The provisions of Articles 8240, 8241, 8243, Revised Civil Statutes, 1925, and Chapter 134, Acts, 1935, Forty-fourth Legislature, Regular Session, as amended, and any other statutes relating to the authorization or execution of mortgages and encumbrances or the granting of franchises or leases shall not be applicable to the authorization or execution of any mortgage or encumbrance entered into pursuant to the provisions of this Act, nor to

the granting of any franchise or lease hereunder.

(k) The proceeds of the sale of any obligations issued hereunder may be deposited in such bank or banks as may be agreed upon between the purchaser at such sale and the Board of Navigation and Canal Commissioners, and may be deposited and paid out pursuant to such terms and conditions as may be so agreed upon, it being expressly provided that the Statutes of Texas pertaining to the deposit of Navigation District funds in the depository of such District shall not be applicable to the deposit of the proceeds of such sale.

(l) The Board of Navigation and Canal Commissioners is authorized to enter into an agreement or agreements with the purchaser or purchasers of any obligations issued hereunder under the terms of which such Board shall agree to keep all of the improvements and facilities, the revenues of which are pledged to the payment of such obligations, insured with insurers of good standing against loss or damage by fire, water or flood, and also from any other hazards customarily insured against by private companies operating similar properties, and to carry with insurers of good standing such insurance covering the use and occupancy of such property as is customarily carried by such private companies. The cost of such insurance shall be budgeted as maintenance and operation expense and such insurance shall be carried for the benefit of the holders of such obligations.

(m) Said District, in addition to the other powers hereinabove set out, shall have general power and authority to make and enter into all contracts, leases and agreements necessary or convenient to the carrying out of any of the powers granted in this Act, which contracts, leases or agreements may be entered into with any person, real or artificial, any corporation, municipal, public or private, and any government or governmental agency, including those of the United States and the State of Texas. Any and all contracts, leases or agreements entered into pursuant hereto shall be approved by resolution or order of the Board of Navigation and Canal Commissioners of such District, and shall be executed by the Chairman and attested by the Secretary thereof.

(n) Any obligations issued pursuant to the provisions of this Act shall be exempt from taxation by the State of Texas or by any municipal corporation, county, or other political subdivision or taxing district of the State.

(o) The Board of Navigation and Canal Commissioners shall have the power to issue obligations of the District for the purpose of refunding any outstanding obligations payable out of the revenues of the District and accrued interest thereon. Such refunding obligations may be issued to refund more than one series of issues of outstanding obligations and combine the pledges for the outstanding obligations for the security of the refunding obligations, and such refunding obligations may be secured by other and additional revenues, provided that such refunding will not impair the contract rights of the holders of any of the outstanding obligations which are not to be refunded.

Such refunding obligations shall be authorized, shall be executed, and shall mature as is provided herein for original obligations, and shall bear interest at the same or lower rate than that of the obligations refunded unless it is shown mathematically that a saving will result in the total amount of interest to be paid. Refunding bonds issued hereunder shall be approved by the Attorney General of Texas as in the case of other bonds issued hereunder, and shall be registered by the Comptroller of Public Accounts upon surrender and cancellation of the bonds to be refunded, but in lieu thereof, the resolution or order authorizing their issuance may provide that they shall be sold and the proceeds thereof deposited in the place or places where the original bonds are payable, in which case the refunding bonds may be issued in an amount sufficient to pay the interest on the original bonds to their option or maturity date, and the Comptroller shall register them without the surrender and cancellation of the original bonds. The Board of Navigation and Canal Commissioners may combine refunding bonds and new bonds in one issue, in which event the provisions of this Section (o) shall apply to those bonds of the combined issue which are designated in the resolution or order as the refunding bonds.

(p) After any bonds have been au-

thorized by the District hereunder, such bonds and the record relating to their issuance shall be submitted to the Attorney General of Texas for his examination as to the validity thereof, and after the Attorney General has approved the same, such bonds shall be registered by the Comptroller of Public Accounts of Texas. After such bonds have been approved by the Attorney General and registered by the Comptroller, they shall thereafter be incontestable for any cause except for forgery or fraud.

(q) All bonds issued hereunder shall be and are hereby declared to be, and to have all the qualifications of, negotiable instruments under the Negotiable Instruments Law of the State of Texas, and all such bonds shall be and are hereby declared to be legal and authorized investments for banks, savings banks, trust companies, building and loan associations, insurance companies, fiduciaries, trustees, guardians, for State funds and retirement system funds (without limiting the generalization of the foregoing, including the Permanent School Fund of Texas, and funds of retirement systems created under the Constitution and laws of the State of Texas), and for the sinking funds of cities, towns, villages, counties, school districts, or other governmental agencies, political corporations or subdivisions of the State of Texas. Such bonds shall be eligible to secure the deposit of any and all public funds of the State of Texas, and any and all public funds of cities, towns, villages, counties, school districts, or other governmental agencies, political corporations or subdivisions of the State of Texas; and such bonds shall be lawful and sufficient security for said deposits to the extent of their face value when accompanied by all unmatured coupons appurtenant thereto.

(r) This Section 1, without reference to other Statutes of the State of Texas, shall constitute full authority for the authorization and issuance of obligations hereunder and for the accomplishment of all things herein authorized to be done, and no proceedings relating to the authorization or issuance of such obligations or the doing of such things shall be necessary except such as are herein required, and neither the Bond and Warrant Law of 1931 or any other

provisions of the Laws of the State of Texas, pertinent to the authorization or issuance of obligations, the operation and maintenance of ports, canals and waterways, the granting of franchise, permits, or leases, the right to elections or referendum petitions, shall in anywise impede or restrict the carrying out of the acts authorized to be done hereunder or acts done pursuant hereto.

Sec. 2. Conversion of District and Tax Supported Obligations.

(a) Effective and operative January 1, 1958, the Harris County Houston Ship Channel Navigation District of Harris County, Texas, is hereby converted to a navigation district operating under the provisions of Section 59 of Article XVI, Constitution of Texas, and after said date said District will operate under Section 59 of Article XVI and this Section 2 of this Act; provided, that neither said constitutional provision nor this Section 2 shall apply to said District until said effective date.

Said District will thereafter be empowered and authorized to exercise, in addition to all powers conferred by this Act, all powers conferred upon said District by the law or laws under which it was organized, and, in addition, shall have all of the powers and jurisdiction conferred upon Districts originally organized under Article XVI, Section 59, of the Constitution of the State of Texas, and particularly Articles 8210, 8211, 8225, 8226, 8227, 8228, 8229, 8230, 8231, 8232, 8233, 8234, 8235, 8236, 8237, 8238, 8239, 8240, 8241, 8242, 8243, 8245, 8247, 8248, 8249, 8250, 8251, 8252, 8253, 8254, 8255, 8256, 8257, and 8258, Revised Civil Statutes of Texas, 1925, as amended, as well as Chapter 90, Acts, 1945, Forty-ninth Legislature, Regular Session, Page 130, as amended; Chapter 6, Acts, 1941, Forty-seventh Legislature, Page 8, as amended; Chapter 280, Acts, 1949, Fifty-first Legislature, Page 507, as amended; Chapter 176, Acts, 1955, Fifty-fourth Legislature, Page 554; Chapter 217, Acts, 1949, 51st Legislature, Page 407; Chapter 252, Acts, 1955, 54th Legislature, Page 701; and Subsections (b) and (c) of Section 1, Chapter 134, Acts, 1935, 44th Legislature, Page 368, as amended; provided, that if there is any conflict or inconsistency between said laws or any of them, and this Act, then to the extent of conflict or inconsistency, the pro-

visions of this Act shall govern. The Board of Navigation and Canal Commissioners of said District shall continue to be a five-commissioner board, and the Commissioners shall continue to be selected and hold office as provided in Article 8235, Revised Civil Statutes of Texas, 1925. Any act or thing authorized to be done by said Board of Navigation and Canal Commissioners by provisions of this Act or by provision of any of the aforementioned laws and legislative acts may be done and performed by the General Manager of said District (or other person authorized to act in his place and stead) when so authorized by general or special rule, regulation, order, resolution or other direction of the Board of Navigation and Canal Commissioners. The Navigation Board of said District is hereby defined and shall continue to be composed of the County Judge and County Commissioners of Harris County, Texas, and the Mayor and Councilmen of the City of Houston, Texas.

(b) If the Navigation and Canal Commissioners of said District shall from time to time determine to make further construction or improvements by the issuance of tax bonds or that additional tax bond funds are required with which to maintain the existing improvements, they shall certify to the Commissioners Court of Harris County the necessity for an additional bond issue or issue stating the amount required, the purposes of the same, the maximum rate of interest of said bonds, and the time for which they are to run. A certified copy of an order or resolution adopted by the Board of Navigation and Canal Commissioners, setting forth such information, shall constitute sufficient certification in this regard. The Commissioners Court at a regular or special meeting, shall order an election to vote on the proposition of the issuance of bonds and the levy of taxes as hereinafter provided. Said order shall specify the maximum amount of bonds to be issued, their maximum maturity date, and the maximum rate of interest. The ballots for such election shall contain words substantially as follows: "For the issuance of bonds and levy of tax in payment thereof"; "Against the issuance of bonds and levy of tax in payment thereof"; and said ballot shall conform to the requirements of the provisions of the Constitution of Texas, Chapter 9 of

Title 128, Revised Civil Statutes, 1925, and all other Statutes of Texas applicable thereto. Any and all limitations, statutory or otherwise, restricting the amount of bonds that may be issued by the District are hereby removed.

(c) When any election is held under this Act, notice thereof shall be given for not less than thirty (30) days prior thereto, stating the time, places of holding the same, the proposition or propositions to be voted upon, and the purposes thereof, and shall contain a substantial copy of the election order. Such notices shall be posted by the County Clerk in five (5) public places in said County, one (1) of which shall be at the Court House door, and four (4) of which shall be posted within the limits of said Navigation District. No other notice of election shall be necessary. This district, being presently a county-wide district, and so long as it remains such, the regular voting or election precincts established by the Commissioners Court for county-wide elections shall be the voting or election precincts for all such bond elections.

(d) Only duly qualified resident electors of said District who own taxable property within said District and who have duly rendered the same for taxation shall be entitled to vote at said elections. Every person who offers to vote in any such election who is not known by the election officials to possess said qualifications shall take the following oath before the Presiding Judge of the polling place where he offers to vote, and the Presiding Judge is authorized to administer the same: "I do solemnly swear (or affirm) that I am a duly qualified resident elector of Harris County Houston Ship Channel Navigation District of Harris County, Texas, and that I own taxable property in said District which has been duly rendered for taxation, and that I have not voted before at this election."

(e) The Commissioners Court shall canvass the returns of said election, and if a majority of those voting at the election vote in favor of the issuance of the bonds and the levy of the tax in payment thereof, then the Commissioners Court shall authorize the issuance of such bonds and levy taxes to pay the interest on and principal of such bonds, as hereinafter provided. In canvassing such returns

and declaring the result of any such election, a simple resolution or order of said Commissioners Court shall be satisfactory.

(f) Bonds so authorized at an election may be issued in one or more installments, and when the Board of Navigation and Canal Commissioners shall have determined the amount of bonds to be issued in a particular series or issue, said Board shall adopt a resolution or order setting forth the amount of bonds then to be issued, and a certified copy of such resolution or order shall be furnished the Commissioners Court. Thereupon, said Commissioners Court, at a regular or special meeting, shall adopt an order authorizing and directing the issuance of bonds for such District in the amount so certified.

(g) All tax bonds of the District shall be issued in the name of the District, shall be signed by the County Judge and attested by the County Clerk, and shall have the seal of the Commissioners Court impressed thereon; provided, that the order authorizing the issuance of such bonds may provide for the bonds to be signed by the facsimile signatures of said County Judge and County Clerk, either or both, and for the seal on the bonds to be a printed facsimile seal of the Commissioners Court; and provided further that the interest coupons attached to said bonds may also be executed by the facsimile signatures of said officers. The County Treasurer shall register such bonds and shall keep a record thereof, and evidence of such registration may be shown on the bonds by the manual or facsimile signature of said County Treasurer. Such bonds shall be issued in such denominations, shall be payable at such time or times not exceeding forty (40) years from their date or dates, and shall bear interest at a rate or rates not to exceed six per cent (6%) per annum, all as may be determined by said Commissioners Court.

(h) The Board of Navigation and Canal Commissioners shall sell such bonds for the best price possible and in no event for less than their face value and accrued interest thereon. Such bonds may be sold either prior to, simultaneous with, or after the adoption of the order by the Commissioners Court authorizing the issuance of such bonds; and if such bonds are sold either prior to or simultaneous with the adoption of said order

by the Commissioners Court, then such order shall contain a provision confirming the sale of such bonds. All moneys received from the sale of such bonds shall be deposited with the County Treasurer to the credit of the District, and shall be expended only for the bond purpose and incidental expenses in connection therewith. No additional bond shall be required of the County Treasurer or of any officer or official of the District for the handling of the bond proceeds.

(i) All such bonds, and the record of proceedings pertaining thereto, shall be submitted to the Attorney General of Texas for his examination as to the validity thereof, and after the Attorney General has approved the same, such bonds shall be registered by the Comptroller of Public Accounts of Texas. When such bonds have been approved by the Attorney General, registered by the Comptroller, and delivered to the purchasers, they shall thereafter be incontestable for any cause except for forgery or fraud.

(j) When bonds have been issued, the Commissioners Court shall levy and cause to be assessed and collected taxes annually sufficient to pay the interest on such bonds, to provide a sinking fund to redeem said bonds as they mature, and to pay the cost of collection of such taxes.

(k) The Commissioners Court shall have the power to issue bonds to refund outstanding bonds of the District and accrued interest thereon, and the provisions of this Section 2 relating to the issuance of voted bonds shall apply to the issuance of refunding bonds, except that no election therefor shall be necessary. Refunding bonds shall bear interest at the same or lower rate than the bonds to be refunded unless it is shown mathematically that a saving will result in the total amount of interest to be paid. Such bonds shall be approved by the Attorney General as in the case of original bonds, and shall be registered by the Comptroller upon surrender and cancellation of the bonds to be refunded, but in lieu thereof, the order authorizing their issuance may provide that they shall be sold and the proceeds thereof deposited in the place or places where the bonds to be refunded are payable, in which case the refunding bonds may be issued in an amount sufficient to pay the principal of the bonds to be refunded and the interest on such

bonds to their option or maturity date, and the Comptroller shall register them without the surrender and cancellation of the bonds to be refunded. All refunding bonds, after they have been approved by the Attorney General and registered by the Comptroller, shall be incontestable for any cause except for forgery or fraud.

(l) The Commissioners Court may, upon the request of the Board of Navigation and Canal Commissioners, invest the sinking fund created for the benefit of any bonds issued hereunder, in such county, municipal, district, or other bonds required by law to be approved by the Attorney General of Texas.

(m) The Commissioners Court shall be authorized to levy and cause to be assessed and collected for the maintenance, operation and upkeep of said District and the facilities, properties, and improvements of said District, whether heretofore or hereafter constructed or acquired and whether constructed or acquired under the provisions of this Act or otherwise, an annual tax not to exceed ten cents (10c) on each One Hundred Dollars (\$100) valuation of taxable property within such District; provided that the levying of such tax shall be first submitted to the qualified taxpaying voters of said District called and held as herein provided for bond elections and the proposition shall be adopted by a majority vote of those voting at the election.

The Commissioners Court shall at the time of levy of taxes for County purposes each year levy and cause to be assessed and collected said maintenance tax within such voted limit of ten cents (10c) as has been determined by the Board of Navigation and Canal Commissioners.

(n) The Board of Navigation and Canal Commissioners of said district shall provide all necessary additional books for the use of the Assessor and Collector of taxes and the Clerk of the Commissioners' Court of Harris County, Texas. The Tax Assessor of said Harris County shall be charged with the assessment of all property for taxation within said district and when ordered to do so by the Commissioners' Court of Harris County shall assess all property within said navigation district and list the same for taxation in the books or rolls furnished him for said purposes, and return said books or rolls at the same

time when he returns the other books or rolls of the State and County taxes for correction and approval to the Commissioners' Court of said county, and if said court shall find said books or rolls correct they shall approve the same, and in all matters pertaining to the assessment of property for taxation in said district, the Tax Assessor and Board of Equalization of said county shall be authorized to act and shall be governed by the laws of Texas for assessing and equalizing property for State and County taxes, except as herein provided. All taxes authorized to be levied by this Act shall be a lien upon the property upon which said taxes are assessed, and said taxes may be paid and shall mature and be paid at the time provided by the laws of this State for the payment of State and County taxes; and all the penalties provided by the laws of this State for the non-payment of State and County taxes shall apply to all taxes authorized to be levied by this Act. The Tax Collector of Harris County shall be charged with the assessment rolls of said navigation district, and is required to make collection of all taxes levied and assessed against the property in said county and promptly pay over the same to the treasurer of the district. The Tax Assessor-Collector shall receive for such services such compensation as the Navigation and Canal Commissioners of said district and said Commissioners' Court shall agree upon; and such compensation shall be paid to the Officers' Salary Fund of the County. The bond of such Assessor-Collector shall stand as security for the proper performance of his duties as tax assessor-collector of such district; or, if in the judgment of the Navigation and Canal Commissioners of such district it be necessary, an additional bond payable to such district may be required, and in all matters pertaining to the collection of taxes levied under the provisions of this Act, the Tax Collector shall be authorized to act and shall be governed by the laws of the State of Texas for the collection of State and County taxes, except as herein provided; and suits may be brought for the collection of said taxes and the enforcement of the tax liens created by this Act. It shall be the duty of the Tax Collector to make a certified list of all delinquent property upon which the navigation tax has not been paid, and return the same to the

County Commissioners' Court, which shall proceed to have the same collected by the sale of such delinquent property in the same manner, both by suit and otherwise, as now or may be provided for the sale of property for the collection of State and County taxes; and, at the sale of any property for any delinquent tax, the Navigation and Canal Commissioners may become the purchasers of the same for the benefit of the navigation district. Should said Tax Assessor and Collector fail or refuse to comply with the order of said Commissioners' Court requiring him to assess and list for taxation all the property in such navigation district, or fail or refuse to give such additional bond or security as herein provided, he shall be suspended from further discharge of his duties by the Commissioners' Court of said county, and he shall be removed from office in the mode prescribed by law for the removal of county officers.

(o) The County Treasurer of Harris County shall be treasurer of said navigation district, and it shall be his duty to open an account of all moneys received by him belonging to such district and all amounts paid out by him. He shall deposit the funds of said district in such depository or depositories as may be designated by the Navigation and Canal Commissioners in the manner provided by law for the selection of a county depository, and such depository so selected shall be the depository of said district for a period of two years and until its successor is selected and qualified. Should the Navigation and Canal Commissioners fail or refuse to select a depository such depository shall be selected in like manner by the Commissioners' Court. The depository of said district at the effective date of this Act shall continue to be the depository of the district until its successor is selected and qualified as herein provided. He shall pay out no money except upon the conditions provided for in this Act, and he shall carefully preserve on file all orders for the payment of money; and, as often as required by the said Commissioners' Court, he shall render a correct account to them of all matters pertaining to the financial condition of the district. The County Treasurer shall execute a good and sufficient bond, payable to the Navigation and Canal Commissioners of such district and to their successors

in office for the benefit of said district in an amount to be fixed by the Navigation and Canal Commissioners, such bond to be conditioned for the faithful performance of his duties as treasurer of such district and to be approved by said Navigation and Canal Commissioners; provided whenever any bonds are issued by such navigation district the County Treasurer before receiving the proceeds of sale thereof shall execute additional good and sufficient bond payable to the Navigation and Canal Commissioners of said district in an amount to be fixed by the Navigation and Canal Commissioners, which bond shall likewise be conditioned and approved as aforesaid, but such additional bond shall not be required after such Treasurer shall have properly disbursed the proceeds of such bond issue; and the County Treasurer shall be allowed such compensation for his services as treasurer of such navigation district as may be determined by said Navigation and Canal Commissioners, and such compensation shall be paid to the Officers' Salary Fund of the County.

Sec. 3. Refunding of Bonds Heretofore Voted

The Commissioners Court shall have the power to issue bonds of the District to refund bonds of the District which have heretofore been voted and which are outstanding at the time of the adoption of the refunding bond order, and no election therefor shall be necessary. Such refunding bonds shall mature serially or otherwise in not to exceed forty (40) years from their date, and shall bear interest at the same or lower rate than the bonds to be refunded unless it is shown mathematically that a saving will result in the total amount of interest to be paid. Such refunding bonds shall be approved by the Attorney General of Texas, and shall be registered by the Comptroller of Public Accounts of Texas upon surrender and cancellation of the bonds to be refunded, but in lieu thereof, the order authorizing their issuance may provide that they shall be sold and the proceeds thereof deposited in the place or places where the bonds to be refunded are payable, in which case the refunding bonds may be issued in an amount sufficient to pay the principal of the bonds to be refunded and the interest on such bonds to their option or maturity

date, and the Comptroller shall register them without the surrender and cancellation of the bonds to be refunded. All such refunding bonds, after they have been approved by the Attorney General and registered by the Comptroller, shall be incontestable for any cause except for forgery or fraud.

Sec. 4. Construction of Act

This Act shall be cumulative of other laws, and shall be liberally construed to effectuate the purposes set forth herein. It is hereby found and declared that all property in the District, both real and personal, is benefited by the District and by the improvements and facilities constructed or acquired under this Act. It is expressly provided that nothing in this Act shall be construed to amend, repeal, or affect the laws relating to pilots, pilotage, their appointment, or their remuneration.

Sec. 5. Validation Provisions

Harris County Houston Ship Channel Navigation District of Harris County, Texas, is hereby in all things validated, and all acts and governmental proceedings of the Board of Navigation and Canal Commissioners and other officials of the District and all acts and governmental proceedings of the Commissioners' Court of Harris County relating to said District are hereby in all things validated, and the boundaries of such District are hereby in all things validated, and all bonds heretofore voted and issued and all elections heretofore held for the issuance of bonds are hereby in all things validated. Without in any way limiting the generalization of the foregoing, it is expressly provided that the election held in said District on the 31st day of January, 1957, at which election Seven Million Dollars (\$7,000,000) bonds of said District were authorized, and all proceedings relating thereto, are hereby in all things validated. It is provided, however, that this Section shall have no application to litigation pending upon the effective date of this Act.

Sec. 6. Notice

Notice of intention to apply for the passage of this law has heretofore been given in direct conformity with the Constitution and Laws of the State, and evidence of such notice has

been exhibited in the Legislature before the passage of this Act.

Sec. 7. Severability Clause

The provisions of this Act are separable, and if any provision or part thereof or the application thereof to any person or circumstance shall be held to be invalid or unconstitutional, the remainder of the Act and the application of such provision or part to other persons or circumstances shall not be affected thereby.

Sec. 8. Emergency Clause

The fact that the Harris County Houston Ship Channel Navigation District of Harris County, Texas, is in urgent need for new and additional sources of revenue and means of financing so that the navigation improvement program of such District can be carried forward and continued and that the State at large has a direct interest in such program and that the laws governing the District have heretofore hampered the proper development of said District and its navigation facilities, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three separate days in each House be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in full force and effect from and after its passage, and it is so enacted.

The report was read and was adopted by the following vote:

Yeas—29

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

Absent—Excused

Hazlewood	Owen
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House Bill 441 on Second Reading

On motion of Senator Hardeman

and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading.

H. B. No. 441, A bill to be entitled "An Act granting to teachers and auxiliary employees who waived membership in the Teacher Retirement system of Texas the privilege of receiving full former service credit toward retirement upon compliance with certain conditions; amending Section 4, Subsection 5, Paragraph (a) of Chapter 470, Acts of the 45th Legislature, as amended; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 441 on Third Reading

Senator Hardeman moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 441 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

Absent—Excused

Hazlewood Owen

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Bradshaw
Ashley	Colson
Bracewell	Fly

Fuller	Parkhouse
Gonzalez	Phillips
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Secrest
Lane	Smith
Lock	Weinert
Martin	Willis
Moffett	Wood
Moore	

Absent—Excused

Hazlewood Owen

(President in the Chair.)

House Bill 449 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 449, A bill to be entitled "An Act granting to State employees who terminated membership in the Employees Retirement System of Texas prior to February 1, 1953, and withdrew their accumulated deposits, the privilege of redepositing such funds and receiving credit for prior service, under certain conditions and limitations; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 449 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 449 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Kazen
Ashley	Krueger
Bracewell	Lane
Bradshaw	Lock
Colson	Martin
Fly	Moffett
Fuller	Moore
Gonzalez	Parkhouse
Hardeman	Phillips
Herring	Ratliff
Hudson	Reagan

Roberts	Weinert
Rogers	Willis
Secrest	Wood
Smith	

Absent—Excused

Hazlewood	Owen
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

Absent—Excused

Hazlewood	Owen
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House Bill 220 on Second Reading

On motion of Senator Moore and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 220, A bill to be entitled "An Act conferring upon the Game and Fish Commission regulatory authority over wildlife resources in Falls and Limestone Counties; amending Section 1 of Chapter 125, Acts of 52nd Legislature, 1951, as amended, so as to make that Act applicable to Falls and Limestone Counties, and further amending the said Chapter 125 and Section 1 thereof by transferring certain portions of Section 1 into a new section designated as Section 1a; repealing certain laws and fixing the effective date of the repeal; providing for severability; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 220 on Third Reading

Senator Moore moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that House Bill No. 220 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

Absent—Excused

Hazlewood	Owen
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 64, Be it Resolved by the Senate, the House of Representatives concurring, That the Joint Rules of the two Houses be and they are hereby suspended, so that the Senate and the House may take up and consider Senate Bill No. 443 at any time.

Respectfully submitted,

DOROTHY HALLMAN.

Chief Clerk, House of Representatives.

Senate Resolution 359

Senator Parkhouse offered the following resolution:

Whereas, We are honored to have in the gallery of the Senate, students from the Insurance Department of Southern Methodist University in Dallas, accompanied by Charles Eversole, Chairman of The Insurance Department; and

Whereas, These students are here for a two-day field trip to study the various divisions of the State of Texas Insurance Department, and to learn at firsthand the workings of other departments of their State Government, and in particular the Senate; now, therefore, be it

Resolved, That we officially recognize and welcome these students and their instructors, and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to each of them in recognition of their visit.

The resolution was read and was adopted.

Senator Parkhouse by unanimous consent presented the students and Mr. Eversole to the Members of the Senate.

Senate Bill 443 on Second Reading

On motion of Senator Weinert and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 443, A bill to be entitled "An Act relating to the State Employees Retirement System, amending Acts of the 50th Legislature, Regular Session, 1947, Chapter 352, Section 5, by adding a new subsection to be known as J, providing that any member of the State Employees Retirement System who has accepted service retirement and is subsequently appointed by the Governor, with consent of the Senate, to a public office, and resumes public employment, shall not forfeit his rights as a retired State employee; etc.; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 443 on Third Reading

Senator Weinert moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three

several days be suspended and that Senate Bill No. 443 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bracewell	Moffett
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Absent

Moore

Absent—Excused

Hazlewood

Owen

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

Absent—Excused

Hazlewood

Owen

House Bill 162 on Second Reading

On motion of Senator Roberts and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 162, A bill to be entitled "An Act amending Section 2(1) of House Bill 611, being Chapter 562, Page 914, General and Special Laws of the State of Texas, 47th Legislature, Regular Session, 1941, and being codified in Vernon's Texas Civil Statutes as Section 2(1) of Article 695c, by adding a new section to be known as Sub-section (1)a; changing the title of the office of 'Executive Director' created in Section 2(1) of this Act to 'Commissioner of Public Welfare'; defining duties; and providing a repealing clause, a saving clause; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 162 on Third Reading

Senator Roberts moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that House Bill No. 162 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Ashley	Moffett
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Lock	Wood

Absent

Bracewell	Moore
Bradshaw	

Absent—Excused

Hazlewood	Owen
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Bradshaw
Ashley	Colson
Bracewell	Fly

Fuller	Parkhouse
Gonzalez	Phillips
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Secrest
Lane	Smith
Lock	Weinert
Martin	Willis
Moffett	Wood
Moore	

Absent—Excused

Hazlewood	Owen
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Report of Standing Committee

Senator Secrest by unanimous consent submitted the following report:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Banking, to whom was referred H. B. No. 287, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

House Bill 527 Re-referred

On motion of Senator Lane and by unanimous consent H. B. No. 527 was withdrawn from the Committee on State Affairs and was re-referred to the Committee on Military and Veterans Affairs.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

H. B. No. 857, A bill to be entitled "An Act authorizing Webb County to supplement the salary of the District Attorney of the 49th Judicial District for additional services performed in Webb County, authorizing the appointment of an Assistant District Attorney, Special Investigators for the District Attorney, and a Stenographer-Secretary for the District Attorney of the 49th Judicial District to act in Webb County; fixing the salary of said Assistant District Attorney, Special Investigators, and Stenographer-Secretary to be paid by Webb Coun-

ty; repealing Chapter 253, Acts of the 52nd Legislature, and all other laws in conflict herewith; and declaring an emergency."

House Bill on First Reading

The following bill received from the House was read first time and referred to the committee indicated:

H. B. No. 875, To the Committee on Counties, Cities and Towns.

Executive Session

On motion of Senator Lock the Senate agreed to go into executive session at 11:56 o'clock a.m. today in accordance with a motion adopted on yesterday.

Accordingly the President directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be members of the Board of Directors, Texas Technological College, for six-year terms to expire February 19, 1963: Harold Hinn of Plainview, Hale County; Floyd A. Wooldridge of Dallas, Dallas County.

To be a member of the State Board of Water Engineers, to fill the unexpired term of Andrew P. Rollins, resigned, term to expire August 19, 1961: R. M. Dixon of Dallas, Dallas County.

In Legislative Session

The President called the Senate to order as in Legislative Session at 1:45 o'clock p.m.

Report of Standing Committee

Senator Gonzalez by unanimous consent submitted the following report:

Austin, Texas,
April 11, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was

referred H. B. No. 875, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

GONZALEZ, Vice-Chairman.

House Bill 875 Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent H. B. No. 875 was ordered not printed.

Senate Concurrent Resolution 65

Senator Gonzalez offered the following resolution:

S. C. R. No. 65, Requesting the Legislative Council to study State Ad Valorem taxation and means to abolish same.

Whereas, The trend in Texas, as over the nation, has been for the state government to abandon the property-tax source to the exclusive use of local governments; and

Whereas, Texas has allowed a homestead exemption since 1933 and discontinued ad valorem taxation as a general fund revenue source after 1950; and

Whereas, The state revenue from ad valorem taxation is based on County assessments and consequently, every county feels compelled to keep its assessments as low as possible in meeting its own revenue needs at maximum local rates in order to keep from paying a disproportionate share of the state tax; and

Whereas, Low assessments and high rates is not sound fiscal policy and the result has been tax inequality and weak credit in county governments; and

Whereas, Tax equalization can now be achieved with reasonable fairness in Texas cities, because the state does not use the municipal rolls to determine its own ad valorem revenue, but school and special district taxation, for those units using county rolls, is adversely affected by present state policy; and

Whereas, It is impossible to achieve equalized property taxation on a statewide basis, and the administrative problems are insoluble; and

Whereas, Equalization could be achieved within each county if the state would leave the field entirely; and

Whereas, The state government would be completely out of the ad

valorem tax field by now except for the fact that the revenue thus lost would have to be made up by some other type of taxation; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that the Texas Legislative Council be and it is hereby requested to make a study of state ad valorem taxation and that a feasible means for abolishing said taxes be devised; and, be it further

Resolved, That the Texas Legislative Council make a further study of the state tax structure and that a feasible means for obtaining the rev-

enue heretofore obtained through state ad valorem taxes be devised.

The resolution was read and was referred to the Committee on State Affairs.

Adjournment

On motion of Senator Hardeman the Senate at 1:48 o'clock p.m. adjourned until 10:30 o'clock a.m. on Monday, April 15, 1957.

Record of Vote

Senator Phillips asked to be recorded as voting "nay" on the motion to adjourn.

In Memory of
Mr. Harry Holmes Boone

Senator Willis offered the following resolution:

(Senate Resolution 360)

Whereas, On March 2, 1957, Harry Holmes Boone, dean of Texas sports writers, and affectionately called "Pop" by thousands of Texans, died in Fort Worth, Texas, after seventy-eight full years dedicated to making other people happy; and

Whereas, Pop Boone started his newspaper career that led to his recognition as one of this country's great sports writers, in Marble Rock, Iowa, at the age of twelve, by setting type by hand; and

Whereas, He first received fame for his baseball column with the San Antonio Express in 1902, as sports writer and dramatic critic for the San Antonio Gazette in 1904, and then as an editorial writer for the San Antonio Light in 1907, before moving to Waco in 1912, and writing for the News-Tribune until World War I; and

Whereas, Being unable to pass the physical examination for service in World War I, he served in France for ten months with the Y.M.C.A. and returned to Fort Worth as a feature writer for the Fort Worth Record after the war; and

Whereas, He was proud to say, "I never hurt a man. No good ever comes of that," and he also said, "My religion, if I have any, is largely an earnest endeavor never to hurt anybody; to lift up rather than depress," and he always said and wrote something good or nothing at all; and

Whereas, Pop Boone served for many years as sports editor for the Fort Worth Press until February 15, 1949, when he became sports editor emeritus, until his death; and

Whereas, Texas and Texans are richer by having received the good humor and sharp wit contributed by the pen of this great sports writer who played the game right down to the last inning in the finest tradition of good sportsmanship; now, therefore, be it

Resolved, by the Senate of Texas, That a page in the Senate Journal be set aside as a memorial to "Pop" Boone, and that official copies of this Resolution be sent to the members of his family as a tribute to his life; and be it further

Resolved, That when the Senate adjourns today, it do so in honor and in memory of Harry Holmes "Pop" Boone.

WILLIS

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bracewell, Bradshaw, Colson, Fly, Fuller, Gonzalez, Hardeman, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Lock, Martin, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Reagan, Roberts, Rogers, Secrest, Smith, Weinert, Wood.

The resolution was read.

On motion of Senator Ashley and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof. The resolution was then adopted by a rising vote of the Senate.

In Memory of

Mrs. Harry Holmes Boone

Senator Willis offered the following resolution:

(Senate Resolution 361)

Whereas, On March 15, 1957, Mrs. Harry Holmes Boone, wife of the Dean of Texas Sports Writers, Harry Holmes "Pop" Boone, and affectionately called "Mom" by thousands of Texans, died in Fort Worth, Texas, after eighty-four years dedicated to making other people happy; and

Whereas, "Mom" and "Pop" Boone were married in Victoria County on October 28, 1896, and devoted sixty years to making this world a better place in which to live; she was intimately known to thousands of Fort Worth home folks in that she was often referred to in "Pop's" column titled "Pop's Palaver"; and

Whereas, This great lady was a devoted Methodist, a true home maker, an active member of the Order of the Eastern Star and was also active throughout her life in striving to make other people happy; now, therefore, be it

Resolved, by the Senate of Texas, That a page in the Senate Journal be set aside as a memorial to Mrs. Harry Holmes Boone, and that official copies of this Resolution be sent to the members of her family as a tribute to her life; and be it further

Resolved, That when the Senate adjourns today, it do so in honor and in memory of Mrs. Harry Holmes Boone.

The resolution was read and was adopted by a rising vote of the Senate.